

PATENT  
Customer No. 22,852  
Attorney Docket No. 04329.3293

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Shinichi KURIHARA et al. ) Group Art Unit: 2431  
Application No.: 10/807,313 ) Examiner: Kaveh ABRISHAMKAR  
Filed: March 24, 2004 )  
For: CONTENT DELIVERY SERVICE ) Confirmation No.: 3804  
PROVIDING APPARATUS AND )  
CONTENT DELIVERY SERVICE )  
TERMINAL UNIT )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the listed documents on the attached PTO SB/08 Form. This Information Disclosure Statement is being filed before the mailing date of a first Office Action after the filing of a Request for Continued Examination in the above-referenced application.

A copy of each of the listed documents is attached. Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each the listed documents is material or constitutes "prior art." If the Examiner applies the documents as prior art

against any claim in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: March 5, 2009

By: Philip J. Hoffmann  
Richard V. Burgujian  
Reg. No. 31,744

Philip J. Hoffmann  
Registration No. 46,340